

NOTICE OF MODIFICATIONS TO THE PROPOSED AMENDMENTS TO TITLE 24, PART 9, 2001 CALIFORNIA FIRE CODE (CFC)

AS PROPOSED BY THE STATE FIRE MARSHAL (SFM) REGARDING BEDRIDDEN CLIENTS IN RESIDENTIAL CARE FACILITIES

Pursuant to the requirements of Government Code Section 11346.8 (c), and Section 44 of Title 1 of the California Code of Regulations, the California Building Standards Commission is providing notice of modifications made to the proposed regulations concerning the amendments to the 2001 CFC. The Office of Administrative Law (OAL) in the 2003 California Regulatory Notice Register, Volume No. 31-Z, item no. Z03-0722-01, previously noticed the State Fire Marshal's proposed amendments titled "Bedridden Clients in Residential Care Facilities." The 45-Day Public Comment Period started on August 8, 2003 and ended September 22, 2003.

The reason for this notice is as follows:

- During the development of these proposed regulations the SFM inadvertently transferred existing text from the 2001 California Building Code (CBC), Chapter 3, Section 310 incorrectly into the 2001 CFC Article 2, Section 216.

A copy of the proposed modified text is available by contacting the person named below and is also posted at the Commission's website at www.bsc.ca.gov.

The California Building Standards Commission will accept written comments on the proposed modifications for a **15-Day Written Comment Period** from October 15, 2003 until 5:00 PM on October 30, 2003. Please address your comments to:

California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, California 95833
Attention: Michael Nearman
E-mail: <http://www.bsc.ca.gov/Feedback/Feedback.html>

CONTACT PERSONS FOR SUBSTANTIVE QUESTIONS ON THE PROPOSED MODIFICATIONS TO THE BUILDING STANDARDS

Specific questions regarding the substantive aspects of the proposed modifications to the building standards may be addressed to:

Office of the State Fire Marshal
Leslie R. Haberek
Deputy State Fire Marshal
(916) 327-4998

leslie.haberek@fire.ca.gov

MODIFICATIONS

Article 2 –DEFINITIONS AND ABBREVIATIONS, Section 216 –O, Group R Occupancies, Divisions 2.3 and 2.3.1

The Initial Statement of Reasons and the Express Terms for this proposed action clearly indicate that the SFM's intent was to simply replicate the existing definitions of the 2001 CBC Group R, Divisions 2.1, 2.1.1, 2.2, 2.2.1, 2.3 and 2.3.1 into the 2001 CFC, Article 2, Section 216 for correlation purposes between the two codes.

- ◆ Text that is shown in *italic font that is double underlined and or struck out* represents the text that the SFM transferred incorrectly from the CBC as published in the October 1, 2002 errata page 1-30.

***Division 2.3.** Residentially based, licensed facilities providing hospice care throughout accommodating more than six ~~or less~~ bedridden clients. Licensing categories that may use this classification are limited to: Congregate Living Health Facilities for the Terminally Ill and Residential Care Facilities for the Chronically ill.*

***Division 2.3.1.** Residentially based, licensed facilities providing hospice care throughout accommodating ~~more~~ six or less ~~than six~~ bedridden clients. Licensing categories that may use this classification are limited to: Congregate Living Health Facilities for the Terminally Ill and Residential Care Facilities for the Chronically Ill.*